

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Confirmation No.: 1368

OTTENHEIJM

Atty. Ref.: BHD-4662-20

Serial No. 10/537,991

TC/A.U.: 1796

Filed: October 11, 2005

Examiner: Peter A. SZEKELY

For: PROCESS FOR PREPARING A FLAME RETARDANT POLYAMIDE
COMPOUND

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Sir:

Your petitioner, DSM IP Assets B.V., a corporation having an office and place of business/residing at Het Overloon 1, TE Heerlen, The Netherlands 6411 represents that it/he is the assignee of all right, title and interest in and to (1) Application Serial No. 10/537,991, filed October 11, 2005, for PROCESS FOR PREPARING A FLAME RETARDANT POLYAMIDE COMPOUND as recorded in an assignment at Reel 017220/Frame 0224 ("the above-identified application"), (2) U.S. Patent No. 7,358,285 which matured from Application Serial No. 10/538,637, filed August 2, 2005, for FLAME RETARDANT POLYAMIDE COMPOUND as recorded in an assignment at Reel 016920/Frame 0351 ("the '285 patent"), and (3) Application Serial No. 10/557,210, filed January 19, 2006, for FLAME RETARDANT POLYAMIDE COMPOSITION as recorded in an assignment at Reel 017953/Frame 0962 ("the '210 application")

Your petitioner hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the earliest expiration date of the full statutory term as presently shortened by any terminal disclaimer of the '285 patent or any patent issuing from the '210 application and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to such patent granted on the above-identified application shall be the same as the legal

title to the '285 patent or any patent issuing from the '210 application, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of the '285 patent or any patent issuing from the '210 application in the event that either later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The evidentiary documents accompanying this document or referred to above have been reviewed by the undersigned and it is certified that to the best of the assignee's knowledge and belief, title is in the assignee seeking to take action.

The undersigned is an attorney or agent of record.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

DSM IP Assets B.V.

By: /Bryan H. Davidson/
 Bryan H. Davidson
Reg. No. 30251

Date: May 8, 2008

☒ **Terminal disclaimer fee under 37 C.F.R. § 1.20(d) included.** If missing, the Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140.